

## § 1340.1

### Subpart C—Administrative Requirements

1340.10 Submission and approval of seat belt survey design.

1340.11 Post-approval alterations to survey design.

1340.12 Re-selection of observation sites.

1340.13 Annual reporting requirements.

#### APPENDIX A TO PART 1340—STATE SEAT BELT USE SURVEY REPORTING FORM

AUTHORITY: 23 U.S.C. 402; delegation of authority at 49 CFR 1.50.

SOURCE: 76 FR 18056, Apr. 1, 2011, unless otherwise noted.

### Subpart A—General

#### § 1340.1 Purpose.

This part establishes uniform criteria for State surveys of seat belt use conducted under 23 U.S.C. 402, procedures for NHTSA approval of survey designs, and administrative requirements relating to State seat belt surveys.

#### § 1340.2 Applicability.

This part applies to State surveys of seat belt use beginning in calendar year 2013 and continuing annually thereafter. However, a State may elect to conduct its calendar year 2012 seat belt use survey using a survey design approved under this part.

[77 FR 20551, Apr. 5, 2012]

#### § 1340.3 Definitions.

As used in this part—

*Access ramp* means the segment of a road that forms a cloverleaf or limited access interchange.

*Cul-de-sac* means the closed end of a road that forms a loop or turn-around.

*Non-public road* means a road on which members of the general public are not allowed to drive motor vehicles.

*Nonresponse rate* means, for any survey variable, the percentage of unknown values recorded for that variable.

*Observation site* means the physical location where survey data are collected.

*Passenger motor vehicle* means a motor vehicle with a gross vehicle weight rating of less than 10,000 pounds, including a passenger car, pickup truck, van, minivan or sport utility vehicle.

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*Service drive* means the segment of a road that provides access to businesses and rest areas.

*Traffic circle* means the segment of a road or intersection of roads forming a roundabout.

*Unnamed road* means a road, public or private, that has no name or number designation and is often a farm or logging road.

*Vehicular trail* means a road designed or intended primarily for use by motor vehicles with four-wheel drive.

### Subpart B—Survey Design Requirements

#### § 1340.4 In general.

This subpart sets forth the minimum design requirements to be incorporated in surveys conducted under this part.

#### § 1340.5 Selection of observation sites.

(a) *Sampling frame requirements*—(1) *County coverage.* The sampling frame from which observation sites are selected shall include counties or county-equivalents (including tribal territories), as defined by the U.S. Census Bureau, that account for at least 85 percent of the State's passenger vehicle occupant fatalities, provided that the average of the last three, four or five years, at the State's option, of available Fatality Analysis Reporting System (FARS) data or State fatality data approved by NHTSA shall be used to determine the State's passenger vehicle occupant fatalities.

(2) *Road coverage.* (i) States shall select observation sites from a database of road inventories approved by NHTSA or provided by NHTSA.

(ii) Except as provided in paragraph (a)(2)(iii) of this section, all roads in the State shall be eligible for sampling. The sampling frame may not be limited only to roads having a stop sign, stop light or State-maintained roads.

(iii) The sampling frame need not include: rural local roads, as classified by the Federal Highway Administration's Functional Classification Guidelines, in counties that are not within a Metropolitan Statistical Area (MSA), as published by the Office of Management and Budget; non-public roads; unnamed roads; unpaved roads; vehicular trails;